

COMMISSION MEETING MINUTES  
December 4, 2012

The Board of Davis County Commissioners met in room 303 of the Davis County Administration Building, Farmington, Utah on December 4 at 10:00 a.m. Members present were Chairman P. Bret Millburn, Commissioner John Petroff Jr., Commissioner Louenda H. Downs, Clerk/Auditor Steve S Rawlings, Chief Deputy Civil Attorney Bill McGuire, and Deputy Clerk/Auditor Linda May.

Luke Love, Davis County Facilities Management, led the Pledge of Allegiance. All were invited to stand and join in.

2013 Budget  
Public Hearing  
Tonight

Chairman Millburn announced at 6:00 pm tonight here in this room (303) will be a public hearing for open discussion related to the adoption of the proposed 2013 budget. All are invited to attend.

Agreement  
#2012-368  
Del Sol  
Coatings for  
Resurface of  
Floors in  
Legacy Events  
Center

Luke Love, Davis County Facilities Management Assistant Director, presented agreement #2012-368 with Del Sol Coatings. Davis County will remove and clear out all areas and carpet as designated in the Legacy Events Center main office spaces. Del Sol Coatings will remove the mastic after the carpet has been removed, coat all areas with single color acid stain with sealer finish, and lock guard existing polished concrete in the kitchen. It is a payable of \$3,200.00. Commissioner Petroff made a motion to approve. Commissioner Millburn seconded the motion. All voted aye. Document on file in the office of the Davis County Clerk/Auditor.

Agreement  
#2012-369  
Kevin T.  
Karlson  
Great Salt Lake  
Bird Festival  
Keynote  
Speaker

Neka Roundy, Davis County Community and Economic Development Specialist, presented agreement #2012-369 with Kevin T. Karlson. He will be the keynote speaker, guide, and presenter at the Great Salt Lake Bird Festival. Kevin is an accomplished birder, professional tour leader and wildlife photographer who has published numerous articles on bird identification and natural history for an assortment of magazines, journals, calendars and CD/DVD's. Neka Roundy distributed a press release. The event is to be held in May 2013. It is a payable of \$1,000.00 plus his airfare from New Jersey. Commissioner Downs thanked Neka for the caliber of people she is able to bring to the Festival and made a motion to approve. Commissioner Petroff seconded the motion. All voted aye. Document on file in the office of the Davis County Clerk/Auditor.

Agreement  
#2012-370  
Burchcreek  
Homecare &  
Hospice for  
Respite  
Services

Lewis Garrett, Davis County Health Director, presented agreement #2012-370 with Burchcreek Homecare and Hospice. Burchcreek will assist the Alzheimer's Association in providing professional respite services for caregivers attending the group counseling classes at the North Davis Senior Activity Center. They are offering three hours a week at no cost. Commissioner Downs commented that highlighting Alzheimer's at a past Gala Event has heightened awareness and she made a motion to approve. Commissioner Petroff seconded the motion. All voted aye.

The commissioners inquired as to why free. Lewis stated the organization has a sense of wanting to participate in the community. The organization received seed money from the Gala proceeds. It expands on what is done with the Alzheimer's Association and gives caretakers a respite. Chairman Millburn stated until you are in those shoes it is hard to realize how exhausting it can be.

Kevin Fielding, Davis County Sheriff's Office, presented the following items three items:

Grant Award  
#2012-371 UT  
Dept of Public  
Safety for  
Small City  
Assistance  
Project Award

Grant award #2012-371 with Utah Department of Public Safety, Division of Emergency Management. It is a FY 2012 Small City Assistance project award. Funds will be used to cover administrative cost of the emergency management program. It is a receivable of \$2,500.00. This will assist with emergency plans to be

shared with cities electronically. It also requires a budget change to increase line item 10-3322-000 Block Grant by \$2,500.00 and increase line item 10-4210-233 E.S. Grant by \$2,500.00. Commissioner Petroff made a motion to approve the grant and budget change. Commissioner Downs seconded the motion. All voted aye.

Agreement  
#2012-372 UT  
Sheriff's  
Association for  
Accreditation  
Program

Agreement #2012-372 with the Utah Sheriff's Association. It is to begin the process of jail accreditation and is a three-year program. The start up fee is \$2,775.00 and \$1,575.00 annually. The Sheriff's Department started an accreditation process on the law enforcement side when Sheriff Bud Cox was in office. This accreditation will be for the jail operations. It has been recommended by officials visiting the jail that we begin the accreditation process. The National Sheriff's Association is looking at Utah Standards to adopt as the National Standard. Chairman Millburn expressed appreciation for the Davis County Sheriff's Office of having all the ducks lined up to proceed. Commissioner Downs made a motion to approve the agreement and to proceed with the accreditation process. Commissioner Petroff seconded the motion. All voted aye. Document on file in the office of the Davis County Clerk/Auditor.

Agreement  
#2012-373  
Rocky  
Mountain  
Information  
Network

Agreement #2012-373 with Rocky Mountain Information Network. The Davis County Sheriff's Office will be allowed to borrow specialized equipment as needed. There is no cost involved. The equipment is funded through the Department of Justice. Two indoor/outdoor infrared game cameras are being requested for use during an investigation. Commissioner Petroff made a motion to approve. Commissioner Downs seconded the motion. All voted aye. Document on file in the office of the Davis County Clerk/Auditor.

Budget  
Changes for the  
K9 Grant

Kevin Fielding also presented a budget change to decrease line item 10-4210-231 Mileage/Local Travel by \$3,500.00; decrease line item 10-4210-311 PT Medical by \$2,545.00; increase line item 10-4210-740 Equipment by \$9,045.00; and increase line item 3870-000 Private Contribution by \$3,000.00. The budget changes are necessary to transfer budget in 2012 for purchase of K9 to replace retiring K9. The dog has been with the Sheriff's Office for more than three years and had already worked for another police agency prior to coming to Davis County. The dog is being offered to his handler. The dog has lived with the family and they know the special handling necessary to keep the dog. The dog has health issues which now limit him from the police work. A new K9 Haskco (Sable German Shepard) is being shipped from Kansas for a total cost of \$6,045.00. Commissioner Petroff made a motion to approve the budget change. Commissioner Downs seconded the motion. All voted aye. Document on file in the office of the Davis County Clerk/Auditor.

Certificates of  
Substantial  
Completion for  
B & G  
Contractors

Kirk Schmalz, Davis County Public Works Director, presented two Certificates of Substantial Completion for B & G Contractors for completion of Project 1 and 2 for debris removal from the Davis County Flood Channels project #2012-296 and #2012-297. The project was significantly lower in cost than the money initially allocated from the Federal Government. Commissioner Petroff made a motion to approve the certificates. Commissioner Downs seconded the motion. All voted aye.

Commissioner Petroff thanked Kirk and his crew for all the hard work following the December 1, 2011 windstorm. Kirk stated that last Friday a media event was held in recognition of the one year mark and all that has been accomplished with the clean-up and restoration work. Chairman Millburn expressed kudos to citizens for helping one another and also helping to save a lot of money. Kirk concurred that there is a lot to be said for self-sufficiency. We are in good shape going into the winter.

Agreement  
#2012-374  
UDOT for  
Right of Entry  
& Occupancy

Tony Thompson, Davis County Planning Office, presented agreement #2012-374 with the Utah Department of Transportation (UDOT). It is to execute a Right of Entry and Occupancy Agreement on a parcel of land which is part of Tax ID 12-025-0006 with the Utah Department of Transportation. This is in relationship to Highway 193 extension. This property is located at approximately 200 South between 1650 West and 2000 West in Syracuse, abutting the north side of Tax ID 12-025-0013 and has been used by Davis

County as part of the West Point 200 South Drain. The notices of sale were published in the newspapers. The comment period has expired. One comment was received from Diane Moss of West Points as follows: “she inquired what the sale was for” and she was informed her it was for a highway project and the notice was to meet the County’s ordinance for sale of property. The area to be occupied is 45,710 sq. ft or 1.05 acres. Further negotiations are under consideration for an exchange of properties owned by UDOT. This negotiation of property at the Farmington Preserve (between I-15 and Shepard Lane) will take some time to work through and will be the compensation (value to value) for conveying this property to UDOT. Commissioner Petroff made a motion to approve. Commissioner Downs seconded the motion. All voted aye. Document on file in the office of the Davis County Clerk/Auditor.

Approval of  
Manual Journal  
Entry for Year  
End Transfers

Steve Rawlings, Davis County Clerk/Auditor, presented a request to approve a blanket Manual Journal Entry for year-end transfers. A blanket approval for the Clerk/Auditor’s Office is to make journal entries to move funds, as required, in order to make technical adjustments for the 2012 year-end accounting process in accordance with Utah Code. Commissioner Downs made a motion to approve. Commissioner Petroff seconded the motion. All voted aye.

Commissioner Downs made a motion to convene as the Board of Equalization. Commissioner Petroff seconded the motion. All voted aye.

Approval of  
Property Tax  
Register

Diane Law, Davis County Tax Administration Office, presented the property tax register. It reflects 11 value corrections for 2012 and 5 other types of corrections. There are 17 appeals yet to be processed. Diane also introduced their new employee Kelly Tue. Commissioner Petroff made a motion to approve. Commissioner Downs seconded the motion. All voted aye.

Commissioner Downs made a motion to reconvene the regular commission meeting. Commission Petroff seconded the motion. All voted aye.

Approval of  
Commission  
Minutes

Commissioner Petroff made a motion to approve the commission minutes of November 6, 2012. Commissioner Downs seconded the motion. All voted aye.

Approval of  
Personnel  
Register

Commissioner Downs made a motion to approve the Personnel Register. Commissioner Petroff seconded the motion. All voted aye.

Check  
Registers  
Approved

Check registers as prepared by the Davis County Clerk/Auditor’s office were approved with a motion by Commissioner Petroff. Commissioner Downs seconded the motion. All voted aye. Documents on file in the office of the Davis County Clerk/Auditor.

Commission Comments:

No commission comments.

Steve Rawlings, Davis County Clerk/Auditor, stated he has been thinking about elections. He read the following two thoughts:

- (1) “Silence, they say, is the voice of complicity. But silence is impossible. Silence screams. Silence is the message just as doing nothing is an act. Let who you are ring out and resonate in every word and deed. Yes, become who you are. There is no sidestepping your own being or your own responsibility. What you do is who you are. You are your own comeuppance. You become your own message. You are the message. In the Spirit of Crazy Horse.”
- (2) An American Indian elder described his own inner struggles this way: “Inside of me there are two dogs. One of the dogs is mean and evil. The other dog is good. The mean dog fights the good dog all the time.” When asked which dog wins, he reflected for a moment and replied, “The one I feed the most.”

Public Comments:

Colin Burton, citizen of Davis County, stated he wonders if we have forgotten the purpose of the Health Department and are not staying true to its purpose to promote public health, safety and welfare. Along with that is the emission program of improving air quality to comply with federal requirements and Utah laws. It seems like we are driven by agendas and dollars rather than service to the public. We justify the downsizing with the loss of revenue and not competing with the private sector. At this time from what I see in a recession we have decided to cut profitable jobs that provide public services that cannot be provided by the private sector such as one stop inspection/registration and a smoker enforcement program (smoking vehicles). You have laid off residents thus money being spent in Davis County to hire someone from out of county and out of state to perform services. We now have to pay to have 150 county vehicles inspected at a cost of more than \$5,000.00 by the private sector. Where does this money come from? If it is truly about competing with the private sector, I hope you will give the same attention to the results of the Legacy Center, golf courses, law enforcement, Public Works, convention center, and public management for services that could be provided by the private sector. We have never operated in the red.

Darrin Matheson, (I/M employee), stated we have made tons of money. When we first got our lay-off notice we were told last year we made \$500,000 profit and now will be losing \$300,000 on figures no one has seen. I think they are all speculation figures. Where has all the money gone and why are we not putting it back into repairs on the facility? There are hundreds of customers who are saying don't close. The newspaper has stated many complaints have come from employees. It is not true as employees have been quiet the whole time.

(Chairman Millburn stated he does not have control over what may be written in a media format. Frankly I have not heard from employees and so Mr. Matheson's comment is correct. I have heard from many citizens.)

Mike Karpus, (I/M employee), stated we stay with the county as we know what we are doing and we have done it for over 16 years. Should keep some tech staff to operate and run vehicles on a dynamometer. I think we should do the diesel testing. Because of training and experience we can tell if a vehicle has been tampered with. We have kicked some of the newer ones out but are getting questions about what to look for. We try to help them understand the problem. We fail a little over 7%. We do get some complaints but we also have happy customers and they are the ones general who maintain their vehicles.

Anne Hunsinger, Layton, Utah, stated she has one request and that is for the commissioners to pledge to do what is right for Davis County and not just the Republican Party. Remember what you said and what you promised. Do not be straight party voter and really listen to the people.

Commission Comments:

Chairman Millburn gave the following comments, "I was just going to say I know this is a difficult issue and it isn't one that has been taken lightly and there are a lot of layers, complexities, angles, and aspects to the issues. It has been thoroughly reviewed and vetted both on an individual basis and through the Budget Committee, Health Department, Health Board and others. I know Mr. Rawlings from a financial standpoint has reviewed thoroughly the numbers and they are not speculative numbers. They have their reports and recommendations."

Meeting adjourned.